

State of Utah DEPARTMENT OF NATURAL RESOURCES DIVISION OF WATER RIGHTS

Michael O. Leavitt Governor Kathleen Clarke Executive Director Robert L. Morgan State Engineer

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BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

RE:	Illegal use of water in excess of right)	ORDER OF THE
	Dean Carter	STATE ENGINEER
	Water Right No(s). 71,480, 71-481, 71-485)	
	71-1846, 71-1847, and 71-1848	

According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71,480, 71-481, 71-485, 71-1846, 71-1847, and 71-1848 allows the annual use of 98.28 acres of irrigation. A comparison of aerial photography taken in mid-July 2000 with the updated water rights map shows that you are irrigating 11.72 acres more than allowed by above mentioned water right no(s). The attached map shows the location of the illegally irrigated land.

- NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-480, 71-481, 71-485, 71-1846, 71-1847, and 71-1848.
- If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 5th day of December, 2000

Robert L. Morgan, P.E.

State Engineer

cc:

Kerry Carpenter

LaVar Davis

Enclosure

U.S. Postal Service
CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 5027 Postage 日 Postmark m Certified Fee Here Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) OOL \$ Recipient's Name (Please Print Clearly) (To be completed by mailer) 520 Street, Apt. No.; or PO Box No. 7000 City, State, ZIP+ 4 I also wish to receive the following services (for an extra Service. Complete items 1 and/or 2 for additional services.
 Complete items 3, and 4a & b. SENDER: Print your name and address on the reverse of this form so that we can 1. Addressee's Address feel: Receipt Attach this form to the front of the mailpiece, or on the back if space 2.

Restricted Delivery return this card to you. • Attach this form to the fose not permit.
• Write "Return Receipt Will st delivered.

3. Article Addressed

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5. Signature (Address)

6. Signature (Agent) Write "Return Receipt Requested" on the mailpiece below the article number.

The Return Receipt will show to whom the article was delivered and the date delivered. Consult postmaster for fee. 4a. Article Number 0019 7000 0530 3. Article Addressed to: 4b. Service Type ☐ Insured DEAN CARTER Registered □ COD Return Receipt for Merchandise ☐ Certified ☐ Express Mail MINERSVILLE UT 84752 7. Date of Delivery Addressee's Address (Only if requested Addressee's paid) -7-00 ena Carter and fee is paid) 5. Signature (Addressee) DOMESTIC RETURN RECEIPT PS Form 3811, December 1991 & U.S.G.P.O.: 1992-307-530